



UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

BERCHTOLD et al.

Atty. Docket No.: 100564-09049

Application Number: 09/424,840

Group Art Unit: 1642

Filed: December 3, 1999

Examiner: HELMS, LARRY RONALD

For: ANTI-GPIIB/IIIA RECOMBINANT ANTIBODIES

1642
BOX 562
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JW
4/3/02

RESPONSE TO EXAMINER'S COMMUNICATION AND
STATEMENT UNDER 37 C.F.R. § 1.821

RECEIVED

Commissioner of Patents
Washington, D.C. 20231

FEB 27 2002

February 22, 2002

TECH CENTER 1600/2900

Sir:

In accordance with 37 C.F.R. § 1.821, applicant hereby submits a substitute Sequence Listing for the above-referenced application in paper copy and computer readable form.

The name of the file on the computer readable form is 100564-09049.txt. The paper copy and computer readable form are the same, and no new matter has been added.

As requested in the Office Action dated January 30, 2002, Applicant has submitted the sequence "RNNQRPS" in the attached sequence listing as SEQ ID NO.: 128. Applicant, therefore, requests that this application be removed from abeyance and that prosecution on the merits be allowed to continue.

In the event that this paper is not considered timely filed, applicant hereby petitions for an appropriate extension of time. If necessary, please charge any additional amounts or credit any overpayments to Direct Deposit Account Number 01-2300 making reference to Attorney Docket No. 100564-09049.

Respectfully Submitted,

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Enclosures:

- Sequence Listing on Diskette
- Sequence Listing in Paper Form

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING
NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to these regulations, published at 1114 OG 29, May 15, 1990 and at 55 FR 18230, May 1, 1990.
2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked-up "Raw Sequence Listing."
5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
7. Other: _____

Applicant Must Provide:

- An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

For CRF Submission Help, call (703) 308-4212

For PatentIn software help, call (703) 308-6856

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